GOVERNMENT OF INDIA
ROAD TRANSPORT AND HIGHWAYS
LOK SABHA

UNSTARRED QUESTION NO:3827
ANSWERED ON:08.12.2016
Contracts Pending with Disputes/ Arbitration Tribunals
Kamal Nath Shri

Will the Minister of ROAD TRANSPORT AND HIGHWAYS be pleased to state:

(a) whether the National Highways Authority of India has recently admitted that a large number of contracts awarded to private developers for National Highways are pending either with the arbitration tribunals or with the internal dispute redressal committees;

(b) if so, the facts and details in this regard and the quantum of amount locked up in such disputes/arbitration tribunals;

(c) whether the Union Government has since devised any strategy to minimize such disputes at various levels; and

(d) if so, the details thereof ?

Answer

THE MINISTER OF STATE IN THE
MINISTRY OF ROAD TRANSPORT AND HIGHWAYS

(SHRI MANSUKH L. MANDAVIYA)

(a) and (b) There are 117 packages in which Arbitration cases are pending between National Highway Authority of India (NHAI) and the Contractor/ Concessionaire involving disputed amount of approximate Rs. 34293 crores (Rs. 27923 crs and Rs. 6370 crs are claimed by the Contractor/ Concessionaire and NHAI respectively).

(c) and (d) For early resolution of disputes, one time amicable settlement mechanism of disputes is in place in National Highways Authority of India (NHAI), wherein initial negotiation is carried out by a Committee consisting of three Chief General Managers and its recommendations are submitted to a High-Powered Committee, i.e., Independent Settlement Advisory Committee (ISAC) headed by a Retired High Court Judge with the two other Members with adequate expertise. The recommendation of the ISAC is further placed before the Executive Committee of the NHAI or the Board of NHAI for final approval depending upon the amount involved in the dispute. The details of disputes settled during last two years are as follows:-

Financial year Number of Packages in which disputes are settled Claimed Amount (Rs. In crores) Settled amount (Rs. In crores)
2014-2015 35 10820 699
2015-2016 24 2875 381
2016 till date 12 788 121

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